

UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION
www.flmb.uscourts.gov

In re: CASE NO.: 3:18-bk-01164-JAF
EIHAB H. TAWFIK, M.D., P.A., CHAPTER 11

Debtor.

_____/

**APPLICATION OF EIHAB H. TAWFIK, M.D., P.A., TO EMPLOY JUSTIN M. LUNA
AND THE LAW FIRM OF LATHAM, SHUKER, EDEN & BEAUDINE, LLP,
AS DEBTOR'S COUNSEL, *NUNC PRO TUNC* TO APRIL 11, 2018**

EIHAB H. TAWFIK, M.D., P.A., debtor and debtor-in-possession ("Debtor"), hereby seeks authorization to employ Justin M. Luna and the law firm of Latham, Shuker, Eden & Beaudine, LLP, ("Latham Shuker") as its counsel in this case, *nunc pro tunc* to April 11, 2018, and, in support thereof, states:

1. On April 11, 2018, the Debtor filed its voluntary petition for reorganization under Chapter 11 of the Bankruptcy Code (the "Code"). No trustee has been appointed, and the Debtor is administering its case as a debtor-in-possession.

2. Debtor owns and operates medical clinics in five locations in the Central Florida area. Those locations are Crystal River (2 locations), Celebration, Ocala, and Spring Hill. The clinics provide the Debtor's patients with services including, but not limited to, internal medicine, urgent care, cardiology, diabetes treatment, podiatry, full imaging services and pain management. The Debtor is a health care business.

3. The Debtor is owned 100% by Dr. Eihab H. Tawfik ("Dr. Tawfik").

4. The Debtor desires to employ Latham Shuker, under § 327(a) of the Bankruptcy Code, to assist the Debtor in its bankruptcy case.

5. The Debtor has selected Latham Shuker because:

(a) partners and associates of Latham Shuker have substantial experience in rendering the types of legal services that will be required in this case;

(b) partners and associates of Latham Shuker are admitted to practice in this Court; and

(c) Latham Shuker will be able to efficiently and cost-effectively render services necessary in this Chapter 11 case.

6. In the continuation of the Debtor's estate and in the administration of this case, legal services will be required as to, but not limited to, the following;

(a) advising as to the Debtor's rights and duties in this case;

(b) preparing pleadings related to this case, including a disclosure statement and a plan of reorganization; and

(c) taking any and all other necessary action incident to the proper preservation and administration of this estate.

7. Latham Shuker has represented the Debtor since on or about April 11, 2018 in connection with the preparation and filing of the voluntary petition under Chapter 11 of the United States Bankruptcy Code ("Code") and preparation of related initial pleadings in this case.

8. To the best of Debtor's knowledge, Latham Shuker represents no interest adverse to the Debtor or to the estate in matters upon which it is to be engaged, and employment of Latham Shuker would be in the best interest of the estate.

9. To the best of Debtor's knowledge, Latham Shuker has no connection with the creditors, any other party-in-interest, its respective attorneys and accountants, the United States Trustee, or any persons employed by the United States Trustee.

10. Latham Shuker does not represent, nor has it in the past, the individual interests of any other officer, director, or shareholder of the Debtor.

11. The terms of employment agreed to between the Debtor and Latham Shuker, subject to approval of the Court, are that services will be billed at the standard hourly rates of the respective attorneys and paralegals of Latham Shuker, which rates range from \$575 for its most experienced attorneys to \$105 for its most junior paraprofessionals and are subject to periodic adjustment to reflect economic and other considerations. Latham Shuker will apply its advance fee to its periodic billings subject to interim and final applications for compensation and approval by the Court, and, at an appropriate time, Latham Shuker may make application for an award of additional compensation; and the Debtor, subject to Court approval, shall be responsible for all fees and expenses incurred by Latham Shuker.

12. Prior to the commencement of this case, the Debtor paid an advance fee of \$5,863.00 for post-petition services and expenses in connection with this case.

13. The Debtor has paid \$5,837.00 to Latham Shuker, on a current basis, for services rendered and costs incurred prior to commencement of this case, for the preparation of the petition for reorganization under Chapter 11 of the Code and all related initial pleadings filed in this case, and prepetition expenses in this case, including the filing fee for the voluntary petition.

WHEREFORE, Eihab H. Tawfik, M.D., P.A., respectfully requests the entry of an order authorizing it to retain and employ Justin M. Luna and the law firm of Latham, Shuker, Eden & Beaudine, LLP, as its bankruptcy counsel in this case, *nunc pro tunc*, to April 11, 2018, and for such other and further relief as is just and proper in the circumstances.

RESPECTFULLY SUBMITTED this 20th day of April 2018.

EIHAB H. TAWFIK, M.D., P.A.



Dr. Eihab H. Tawfik, Director

UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION
www.flmb.uscourts.gov

In re:

CASE NO. 3:18-bk-01164-JAF

EIHAB H. TAWFIK, M.D., P.A.,

CHAPTER 11

Debtor.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the APPLICATION OF EIHAB H. TAWFIK, M.D., P.A., TO EMPLOY JUSTIN M. LUNA AND THE LAW FIRM OF LATHAM, SHUKER, EDEN & BEAUDINE, LLP, AS DEBTOR'S COUNSEL, *NUNC PRO TUNC TO APRIL 11, 2018*, together with any exhibits, has been furnished either electronically and/or by U.S. First Class, postage prepaid mail to: **EIHAB H. TAWFIK, M.D., P.A.**, c/o Eihab H. Tawfik, 7394 West Gulf to Lake Highway, Crystal River, Florida 34429; **CENTRAL BANK**, c/o Megan W. Murray, Esq., 101 E. Kennedy Blvd., Suite 1700, Tampa, Florida 33602 (mwmurray@trenam.com); **IBERIABANK** c/o Michael S. Waskiewicz, Esq., 50 North Laura Street, Suite 3000, Jacksonville, Florida 32202 (mwaskiewicz@burr.com); all creditors and interested parties as shown on the matrix attached hereto, and the **UNITED STATES TRUSTEE – JAX11**, Office of the United States Trustee, 400 W. Washington Street, Suite 1100, Orlando, Florida 32801, on this 20th day of April 2018

/s/ Justin M. Luna

Justin M. Luna, Esq.

Florida Bar No. 0984469

jluna@lseblaw.com

Daniel A. Velasquez, Esq.

Florida Bar No. 0098158

dvelasquez@lseblaw.com

LATHAM, SHUKER, EDEN & BEAUDINE, LLP

bknotice@lseblaw.com

111 N. Magnolia Ave., Suite 1400

Orlando, Florida 32801

Telephone: (407) 481-5800

Facsimile: (407) 481-5801

Attorneys for the Debtor

Label Matrix for local noticing
113A-3
Case 3:18-bk-01164-JAF
Middle District of Florida
Jacksonville
Fri Apr 13 13:23:35 EDT 2018

IBERIABANK
c/o Michael S. Waskiewicz, Esq.
Burr & Forman LLP
50 N. Laura Street, Suite 3000
Jacksonville, FL 32202-3658

Baytree Nat. Bank & Trust Co
664 N Western Ave.
Laek Forest, IL 60045-1951

CCM Capital Collection Mgmt
115 Solar Street, Suite 100
Syracuse, NY 13204-5407

CT Lien Solutions
PO Box 29071
Glendale, CA 91209-9071

Central Bank
c/o Megan W. Murray, Esq.
101 E Kennedy Blvd, Ste 1700
Tampa, FL 33602-3647

Citrus Diabetes Treatment
Center, LLC
7450 W. Gulf to Lake Hwy
Crystal River, FL 34429

Corporation Service Co.
801 Adlia Stevenson Dr
Springfield, IL 62703-4261

DLI Assets Bravo, LLC
550 N. Brand Blvd. Ste. 2000
Glendale, CA 91203-1935

ELM Services
PO Box 15270
Irvine, CA 92623-5270

Central Bank
c/o Trenam Law
Megan W. Murray
101 E Kennedy Boulevard, #2700
Tampa, FL 33602-5150

Alyouzbaki Tawfik
c/o Joseph C. Crawford, Esq.
50 N Laura St, Ste 2600
Jacksonville, FL 32202-3629

Burr & Foreman, LLP
Attn: Michael S. Waskiewicz
50 North Laura St., Ste 3000
Jacksonville, FL 32202-3658

CHTD Company
PO Box 2576
Springfield, IL 62708-2576

Cassidy Abbott Orr
c/o Jay P. Lechner, Esq.
One Progress Plaza
200 Central Ave., #400
St. Petersburg, FL 33701-4356

Citrus County Tax Collector
210 N. Apopka Ave Ste 100
Inverness FL 34450-4298

Colonial Funding Network
120 West 45th Street
New York, NY 10036-4195

Corporation Service Co.
PO Box 2576
Springfield, IL 62708-2576

Danco Medical, Inc.
c/o Ashley H. Lukis, Esq.
PO Box 11189
Tallahassee, FL 32302-3189

First Coast Service Options
Medicare Part B Overpayment
PO Box 45248
Jacksonville, FL 32232-5248

Eihab H. Tawfik, M.D., P.A.
7394 West Gulf to Lake Highway
Crystal River, FL 34429-7802

Balboa Capital Corp.
575 Anton Blvd., 12th Floor
Costa Mesa, CA 92626-7169

CAPALL, LLC
122 East 42nd St., Ste. 2112
New York, NY 10168-2100

CT Corporation System
Attn: SPRS
330 N. Brand Blvd, Ste 700
Glendale, CA 91203-2336

Central Bank
20701 Bruce B. Downs Blvd
Tampa, FL 33647-3676

Citrus Diabetes Treatment
Center, LLC
7394 W. Gulf to Lake Hwy
Crystal River, FL 34429-7802

Complete Business Solutions
22 North 3rd Street
Philadelphia, PA 19106-2113

Creekridge Capital, LLC
7808 Creekridge Cir. Ste 250
Edina, MN 55439-2647

Dr. Eihab H. Tawfik, MD
7394 West Gulf to Lake Highway
Crystal River, FL 34429-7802

First Corporation Solutions
914 S. Street
Sacramento, CA 95811-7025

Florida Dept. of Revenue
Bankruptcy Unit
P.O. Box 6668
Tallahassee, FL 32314-6668

Fred E. Moore, Esq.
801 11th Street West
Bradenton, FL 34205-8432

GE Healthcare
c/o Richard P. Joblove, Esq.
12372 Southwest 82nd Ave.
First Floor
Miami, FL 33156-5223

Gurley Vitale, P.A.
Attn: J. Ben Vitale, Esq.
601 S. Osprey Ave.
Sarasota, FL 34236-7526

Huntington Tech. Finance
2285 Franklin Road
Bloomfield Hills, MI 48302-0364

IberiaBank
PO Box 53207
Lafayette, LA 70505-3207

Internal Revenue Service
PO Box 7346
Philadelphia, PA 19101-7346

Key Equipment Finance Inc.
1000 South McCaslin Blvd.
Superior, CO 80027-9441

LiftForward, Inc.
c/o LF Collateral SPV I, LLC
180 Maiden Lane, 10th Floor
New York, NY 10038-5178

Lysoft Media
c/o Colonial Funding Network
120 West 45th Street
New York, NY 10036-4195

Macquarie Equipment Finance
2285 Franklin Rd., Ste. 100
Bloomfield Hills, MI 48302-0363

McKesson Corporation
401 Mason Road
La Vergne, TN 37086-3243

Medicare Part B Cash Mgmt
c/o First Coast Srvc Options
PO Box 44141
Jacksonville, FL 32231-4141

Merchant Cash & Capital LLC
450 Park Ave. S., 11th Floor
New York, NY 10016-7320

National Radiology Sol Group
101 Alycia Drive
Richmond, KY 40475-2368

Navitas Credit Corp.
P.O. Box 935204
Atlanta, GA 31193-5204

Navitas Lease Corp. ISAOA
111 Executive Dr., Ste. 102
Columbia, SC 29210-8414

Nicole Richardson
c/o Matthew W. Birk, Esq.
309 NE 1st Street
Gainesville, FL 32601-5310

Pamela Rizzo-Alderson
c/o Jay P. Lechner, Esq.
One Progress Plaza
200 Central Ave., Ste. 400
St. Petersburg, FL 33701-4356

Quarterspot Inc.
4601 N Fairfax Dr, Ste 1120
Arlington, VA 22203-1547

Secretary of the Treasury
15th & Pennsylvania Ave., NW
Washington, DC 20220-0001

Secured Lender Solutions LLC
PO Box 2576
Springfield, IL 62708-2576

Stress Free Capital, LLC
2501 Hollywood Blvd, Ste 210
Hollywood, FL 33020-6632

U.S. Securities & Exchange Commission
Office of Reorganization
950 East Paces Ferry Road, N.E.
Suite 900
Atlanta, GA 30326-1382

US Dept of Treasury
Bureau of the Fiscal Service
PO Box 830794
Birmingham, AL 35283-0794

US Dept of Treasury
PO Box 979101
St. Louis, MO 63197-9000

United States Attorney
300 North Hogan St Suite 700
Jacksonville, FL 32202-4204

Vangaurd Medical Mgmt LLC
c/o Jay P. Lechner, Esq.
One Progress Plaza
200 Central Ave., #400
St. Petersburg, FL 33701-4356

Yellowstone Capital, LLC
30 Broad Street
14th Floor, Ste. 1462
New York, NY 10004-2304

Yes Funding Services, LLC
c/o Douglas Robinson, Esq.
122 East 42nd St., Ste. 2112
New York, NY 10168-2100

United States Trustee - JAX 11 +
Office of the United States Trustee
George C Young Federal Building
400 West Washington Street, Suite 1100
Orlando, FL 32801-2210

Elena L Escamilla +
Office of the United States Trustee
400 W. Washington Street
Suite 1100
Orlando, FL 32801-2440

Michael S Waskiewicz +
Burr & Forman, LLP
50 North Laura Street, Suite 3000
Jacksonville, FL 32202-3658

Justin M. Luna +
Latham, Shuker, Eden & Beaudine, LLP
P.O. Box 3353
Orlando, FL 32802-3353

Megan Wilson Murray +
Trenam Kemker
101 East Kennedy Boulevard
Suite 2700
Tampa, FL 33602-5170

Daniel A Velasquez +
Latham Shuker Eden Beaudine LLP
111 N. Magnolia Avenue
Suite 1400
Orlando, FL 32801-2367

Note: Entries with a '+' at the end of the
name have an email address on file in CMECF

The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

(u)Jerry A. Funk
Jacksonville

(d)IBERIABANK
c/o Michael S. Waskiewicz, Esq.
Burr & Forman LLP
50 N. Laura Street, Suite 3000
Jacksonville, FL 32202-3658

End of Label Matrix	
Mailable recipients	66
Bypassed recipients	2
Total	68